

EXHIBIT 8

McKINNEY'S
CONSOLIDATED LAWS
OF NEW YORK ANNOTATED

Book 3B
Arts and Cultural Affairs Law

2011
Cumulative Pocket Part

Replacing prior pocket part supplementing
1984 main volume

Current Through the Laws of 2010, chapters 1 to 59 and
61 to 481 of the 233rd Legislative Session

Includes Commentaries by
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§ 25.27

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ARTICLE 25—TICKETS TO PLACES OF ENTERTAINMENT

[Eff. until May 16, 2011, pursuant to L.1991, c. 704, § 4.
See also, Art. 25 Theatre Tickets, ante.]

Section

- 25.01. Legislative findings.
- 25.03. Definitions.
- 25.05. Repealed.
- 25.07. Ticket prices.
- 25.08. Additional printing on tickets.
- 25.09. Ticket speculators.
- 25.11. Resales of tickets within buffer zone.
- 25.13. Licensing of ticket resellers.
- 25.15. Bond.
- 25.17. Supervision and regulation.
- 25.19. Posting of license or certificate.
- 25.21. Change of office location.
- 25.23. Posting of price lists; information to purchaser.
- 25.24. Automated ticket purchasing software.
- 25.25. Records of purchases and sales.
- 25.27. Commissions to employees of places of entertainment.
- 25.29. Unlawful charges in connection with tickets.
- 25.30. Operator prohibitions.
- 25.31. Suspension or revocation of licenses.
- 25.33. Private right of action.
- 25.35. Criminal penalties.

Historical and Statutory Notes

L.2010, c. 151 legislation

L.2010, c. 151, § 11, provides:

"Notwithstanding the provisions of article 5 of the general construction law, if this act shall take effect after May 15, 2010, the provisions of article 25 of the arts and cultural affairs law, except section 25.11 are hereby revived and shall continue in full force and effect as they existed on May 15, 2010 through May 15, 2011, when upon such date such provisions shall expire and be deemed repealed."

L.2007, c. 61 legislation

L.2007, c. 61, § 19, as amended by L.2007, c. 374, § 12, eff. July 18, 2007, provides:

"This act shall take effect immediately, provided this chapter shall not take effect with respect to the issuance of licenses or certificates under this article by the secretary of state or department of state until January 1, 2008 and regulation under this article by the commissioners of licenses of the political subdivisions of the state shall continue through December 31, 2007, and provided further,

that the amendments to article 25 of title G of the arts and cultural affairs law made by sections one through fifteen of this act shall not affect the repeal of such article and shall be deemed repealed therewith; and provided further that section seventeen of this act shall take effect upon the reversion of article 25 of title G of the arts and cultural affairs law pursuant to section 4 of chapter 704 of the laws of 1991, as amended."

L.2005, c. 106 legislation

L.2005, c. 106, § 11-a, added by L.2005, c. 134, § 6, eff. June 30, 2005, deemed eff. June 14, 2005, provides:

"Notwithstanding the provisions of article 5 of the general construction law, the provisions of article 25 of title G of the arts and cultural affairs law are hereby revived and shall continue in full force and effect as they existed on May 31, 2005 and shall be subject to the repeal and reversion of such article pursuant to chapter 704 of the laws of 1991, as amended."

L.1991, c. 704 legislation

L.1991, c. 704, § 4; amended L.1994, c. 319, § 1; L.1995, c. 114,

§ 1; L.1996, c. 28, § 1; L. 632, § 1, deemed eff. June 1, 1998, c. 73, § 1, eff. June 1, 1999, c. 60, § 1, eff. June 1, 2000, c. 42, § 1, eff. June 1, 2001, c. 48, § 1, eff. May 1, 2001, c. 68, § 1, eff. June 1, 2003, c. 106, § 10, eff. June 14, 2005, c. 61, § 1, eff. May 31, 2007, c. 374, § 11, eff. July 18, 2007, c. 68, § 2, eff. June 1, 2009, c. 151, § 5, eff. July 2, 2010, § 1. "This act [adding Arts and Affairs Law article 25, set out repealing Arts and Cultural Law article 25, set out fi amending McK. Unconsol § 8919] shall take effect on t eth day after it shall have b law [became law Aug. 2, 1 Oct. 1, 1991], provided, chap the laws of 2007 shall not tal with respect to the issuance (es or certificates under this a the secretary of state or dep of state until January 1, 2 regulation under this article

§ 25.01. Legislative fi

[Eff. until May 16, 2011, pursuant to L.1991, c. 704, § 4.
See also, § 25.01 in A

The legislature finds and for admission to places of and subject to the super political subdivisions of th public against fraud, extor

The legislature further and sell tickets to places New York state often fror ing to the provisions of t claim that businesses dom from this statute when sel state, regardless of the t seller. It is the legislat charged with enforcement al of New York state have persons reselling tickets t extent of the state's powe and that this article be cor (Added L.1991, c. 704, § 1; L.2007, c. 61, § 1, eff. May 31

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isions

orney fees under anti-scalping law regardless of whether seller was substantially justified in defending on basis of illegality of contract. *Diversified Group Inc. v. Sahn* (1 Dept. 1999) 259 A.D.2d 47, 696 N.Y.S.2d 133, issued 1999 WL 796969. Costs \approx 125

Persons liable

Wife of ticket scalper was not jointly and severally liable for entire amount of actual damages awarded against her husband under anti-scalping law where wife was not party to original contract but only payee on one of several installment checks made by buyer in partial payment of tickets. *Diversified Group Inc. v. Sahn* (1 Dept. 1999) 259 A.D.2d 47, 696 N.Y.S.2d 133, issued 1999 WL 796969. Public Amusement And Entertainment \approx 70

it to L.1991, c. 704, § 4.]

or other entity, whether or not the state, which is convicted of violation of article shall be guilty of a class B misdemeanor, not to exceed one thousand dollars of the defendant's gain, to be set forth in section 400.30 of the Penal Law, or by a term of imprisonment, or by both such fine and

or other entity, whether or not the state, which is convicted of violation of article, when the value of the ticket or price unlawfully paid or for an event as defined in section 25.03 or not such payment is for event, shall be guilty of a class B misdemeanor, not to exceed one thousand dollars or two times the amount determined pursuant to the provisions of the criminal procedure law, or by both such fine and imprisonment.

which is convicted of violating section 25.03 of the arts and cultural affairs law shall be guilty of a class B misdemeanor, not to exceed one

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year or by a fine not to exceed seven hundred fifty dollars on the first conviction; one thousand five hundred dollars on the second conviction; and two thousand dollars, on each subsequent conviction or by both such fine and imprisonment.

3. Any person, firm or corporation which is convicted of knowingly violating subdivision one of section 25.07 or section 25.13 or section 25.15 of this article shall be guilty of a misdemeanor punishable by a term of imprisonment not to exceed one hundred eighty days or by a fine not to exceed five hundred dollars on the first conviction; one thousand dollars on the second conviction; and two thousand dollars on each subsequent conviction or by both such fine and imprisonment.

4. Notwithstanding any other penalty which may be imposed for any other violation of this article, any person, firm or corporation which is convicted of violating section 25.11 of this article shall be guilty of a violation punishable by a fine not to exceed two hundred dollars on the first conviction; five hundred dollars on the second conviction; and one thousand dollars on each subsequent conviction.

5. Any person, firm or corporation which is convicted of violating subdivision one of section 25.09 of this article shall be guilty of a violation punishable by a fine not to exceed five hundred dollars.

6. Any person, firm or corporation which is convicted of violating any other section of this article shall be guilty of a violation punishable by a fine not to exceed two hundred fifty dollars.

7. Notwithstanding any other provision to the contrary, when the fines included in this section are imposed on a firm, corporation or other entity that is not a single person, such fines may be imposed at up to two times the amount otherwise allowed, or, where applicable, three times the amount of the defendant's gain.

(Added L.1991, c. 704, § 1. Amended L.2001, c. 56, § 6, eff. June 8, 2001; L.2007, c. 374, § 10, eff. July 18, 2007; L.2010, c. 151, § 9, eff. July 2, 2010.)

Historical and Statutory Notes

L.2010, c. 151 legislation

L.2010, c. 151, § 11, provides:

"Notwithstanding the provisions of article 5 of the general construction law, if this act shall take effect after May 15, 2010, the provisions of article 25 of the arts and cultural affairs law, except section 25.11 are hereby revived and shall continue in full force and effect as they existed on May 15, 2010 through May 15, 2011, when upon such date such provisions shall expire and be deemed repealed."

L.2010, c. 151, § 12, provides:

"This act shall take effect immediately; provided that the amendments to section 25.03 of the arts and cultural affairs law, made by section one of this act, shall be subject to the expi-

ration and reversion of such article pursuant to section 4 of chapter 704 of the laws of 1991, as amended, when upon such date the provisions of section two of this act shall take effect; provided further that the amendments to section 25.15 of the arts and cultural affairs law made by section four of this act shall not affect the expiration and reversion of such article and shall expire and be deemed repealed therewith; provided, further, that the amendments to section 25.25 of the arts and cultural affairs law, made by section six of this act shall not affect the repeal of such article and shall be deemed repealed therewith; provided, further, that the amendments to section 25.29 of the arts and cultural affairs law,